

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-191-E - ORDER NO. 2005-599
OCTOBER 17, 2005

IN RE: Generic Proceeding to Explore a Formal) ORDER GRANTING
Request for Proposal for Utilities that are) MOTION TO
Considering Alternatives for Adding) SUBSTITUTE
Generating Capacity.) COUNSEL

This matter comes before the Public Service Commission of South Carolina (the Commission) on Motion to Substitute Counsel in the present proceeding. On January 6, 2005, the Commission issued Order No. 2005-2 directing a generic docket be instituted to explore a formal Request for Proposal (RFP) process for utilities that are considering alternatives for adding generating capacity. Pursuant to Order No. 2005-2, the present docket was established to explore whether to implement a formal RFP process for utilities that are considering alternatives for adding generating capacity and, if so, what should be included in the RFP process and how RFPs should be evaluated. On August 15, 2005, LS Power Associates, L.P. (LS Power) filed a Petition to Intervene and consequently became a formal party of record to the present proceeding.

LS Power filed a Motion on September 29, 2005, to Substitute Counsel for its representation in this proceeding. By Motion, LS Power requests that Kevin A. Hall, Esquire, and D. Larry Kristinik, Esquire, of Nelson Mullins Riley & Scarborough, LLP be relieved as counsel in this action and that Darra W. Cothran, Esquire, of Woodward, Cothran & Herndon be substituted as the attorney of record for LS Power. At its regularly

scheduled Commission meeting on October 12, 2005, this matter was brought before the Commission for decision.

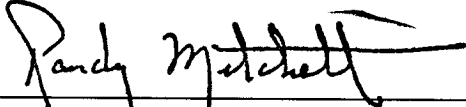
Upon consideration of LS Power's Motion to Substitute Counsel, the Commission determines that the Motion should be granted. Counsel Kevin A. Hall, D. Larry Kristinik and Darra W. Cothran have consented to the substitution, and we find that no party will be prejudiced by such substitution.

IT IS THEREFORE ORDERED THAT:

1. The Motion of LS Power Associates, L.P. to Substitute Counsel is granted, and Darra W. Cothran, Esquire, of Woodward, Cothran & Herndon is the attorney of record for LS Power Associates, L.P. in the instant proceeding.

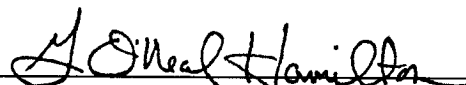
2. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



Randy Mitchell, Chairman

ATTEST:



G. O'Neal Hamilton, Vice Chairman

(SEAL)